Case 1:24-cv-02735-AT

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## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CIARA NOAKES, on behalf of herself and a class of all others similarly situated,

Plaintiff,

v.

L'OREAL USA, INC.,

Defendant.

Case No. 1:24-cv-02735-AT

**JOINT STATUS UPDATE** 

## **JOINT STATEMENT**

Pursuant to this Court's December 10, 2024 Order (ECF No. 30), Plaintiff Ciara Noakes ("Plaintiff") and Defendant L'Oreal USA, Inc. ("Defendant") (collectively, "the Parties") submit the following Joint Statement regarding the status of the motion to consolidate and the pending motions to transfer.

- 1. In addition to the related *Abednego*, *Noakes*, *O'Dea*, and *Grossenbacher* cases that are currently before this Court, there are two other cases that allege similar claims against Defendant pending in different jurisdictions. Their status is as follows:
  - a. *Painter v. L'Oreal USA, Inc.*: case transferred from District of Hawaii (Case No. 1:24-cv-00512-MWJS-KJM) to the Southern District of New York on February 20,
    2025. It does not appear to have been assigned a case number in S.D.N.Y. yet.
  - b. Snow v. L'Oreal USA, Inc., Case No. 1:24-cv-00110-MWJS (D. Hawaii):
     Defendant moved to transfer to the Southern District of New York. A hearing on Defendant's Motion to Transfer Venue is scheduled for April 16, 2025, before Judge Smith.

2. On November 26, 2024 the Abednego, Noakes, O'Dea, Grossenbacher, Snow, and Painter Plaintiffs filed a motion before the Joint Panel on Multidistrict Litigation ("JPML") to transfer all six cases to Hawaii pursuant to 28 U.S.C. §1407.

3. On February 7, 2025, following briefing and oral arguments, the JPML denied the motion to transfer all six cases to Hawaii pursuant to 28 U.S.C. §1407.

4. In light of the above, the parties respectfully request that the Court continue the stay in the Noakes case. The parties propose submitting a joint status report within ten days of the issuance of (1) the last transfer order in the other jurisdiction or (2) May 20, 2025, whichever is sooner.

DATED: March 20, 2025 LEVI & KORSINSKY, LLP

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DATED: March 20, 2025 FARELLA BRAUN + MARTEL LLP

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GRANTED.

SO ORDERED.

Dated: March 21, 2025 New York, New York

ANALISA TORRES United States District Judge